

Calendar No. 803

106TH CONGRESS
2D SESSION**S. 1534****[Report No. 106–412]**

To reauthorize the Coastal Zone Management Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 5, 1999

Ms. SNOWE (for herself and Mr. MCCAIN) introduced the following bill; which
was read twice and referred to the Committee on Commerce, Science, and
Transportation

SEPTEMBER 14, 2000

Reported by Mr. MCCAIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To reauthorize the Coastal Zone Management Act, and for
other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Coastal Zone Manage-
5 ment Act of 1999”.

1 **SEC. 2. AMENDMENT OF COASTAL ZONE MANAGEMENT**
 2 **ACT.**

3 Except as otherwise expressly provided, whenever in
 4 this Act an amendment or repeal is expressed in terms
 5 of an amendment to, or repeal of, a section or other provi-
 6 sion, the reference shall be considered to be made to a
 7 section or other provision of the Coastal Zone Manage-
 8 ment Act of 1972 (16 U.S.C. 1451 et seq.).

9 **SEC. 3. FINDINGS.**

10 Section 302 (16 U.S.C. 1451) is amended—

11 (1) by redesignating paragraphs (a) through
 12 (m) as paragraphs (1) through (13);

13 (2) by inserting “ports,” in paragraph (3) (as
 14 so redesignated) after “fossil fuels,”;

15 (3) by inserting “including coastal waters and
 16 wetlands,” in paragraph (4) (as so redesignated)
 17 after “zone,”;

18 (4) by striking “therein,” in paragraph (4) (as
 19 so redesignated) and inserting “dependent on that
 20 habitat,”;

21 (5) by striking “well-being” in paragraph (5)
 22 (as so redesignated) and inserting “quality of life”;

23 (6) by striking paragraph (11) (as so redesign-
 24 ated) and inserting the following:

25 “(11) Land and water uses in the coastal zone
 26 and coastal watersheds may significantly affect the

1 quality of coastal waters and habitats; and efforts to
 2 control coastal water pollution from activities in
 3 these areas must be improved;” and

4 (7) by adding at the end thereof the following:

5 “(14) There is a need to enhance cooperation
 6 and coordination among States and local commu-
 7 nities; to encourage local community-based solutions
 8 that address the impacts and pressures on coastal
 9 resources and on public facilities and public service
 10 caused by continued coastal demands; and to in-
 11 crease State and local capacity to identify public in-
 12 frastructure and open space needs and develop and
 13 implement plans which provide for sustainable
 14 growth; resource protection and community revital-
 15 ization.”.

16 **SEC. 4. POLICY.**

17 Section 303 (16 U.S.C. 1452) is amended—

18 (1) by striking “the States” in paragraph (2)
 19 and inserting “State and local governments”;

20 (2) by striking “waters,” each place it appears
 21 in paragraph (2)(C) and inserting “waters and habi-
 22 tats,”;

23 (3) by striking “agencies and State and wildlife
 24 agencies; and” in paragraph (2)(J) and inserting
 25 “and wildlife management; and”;

1 (4) by inserting “other countries,” after “agen-
2 cies,” in paragraph (5);

3 (5) by striking “and” at the end of paragraph
4 (5);

5 (6) by striking “zone.” in paragraph (6) and in-
6 serting “zone;”; and

7 (7) by adding at the end thereof the following:

8 “(7) to create and use a National Estuarine
9 Research Reserve System as a Federal, State, and
10 community partnership to support and enhance
11 coastal management and stewardship; and

12 “(8) to encourage the development, application,
13 and transfer of innovative coastal and estuarine en-
14 vironmental technologies and techniques for the
15 long-term conservation of coastal ecosystems.”.

16 **SEC. 5. CHANGES IN DEFINITIONS.**

17 Section 304 (16 U.S.C. 1453) is amended—

18 (1) by striking “and the Trust Territories of
19 the Pacific Islands,” in paragraph (4);

20 (2) by striking paragraph (8) and inserting the
21 following:

22 “(8) The term ‘estuarine reserve’ means a
23 coastal protected area which may include any part
24 or all of an estuary and any island, transitional area,
25 and upland in, adjoining, or adjacent to the estuary,

1 and which constitutes to the extent feasible a nat-
 2 ural unit, established to provide long-term opportu-
 3 nities for conducting scientific studies and edu-
 4 cational and training programs that improve the un-
 5 derstanding, stewardship, and management of estu-
 6 aries.”; and

7 (3) by adding at the end thereof the following:

8 “(19) The term ‘coastal nonpoint pollution con-
 9 trol plan’ means a plan submitted by a coastal state
 10 to the Secretary under section 306(d)(16).”.

11 **SEC. 6. REAUTHORIZATION OF MANAGEMENT PROGRAM**
 12 **DEVELOPMENT GRANTS.**

13 Section 305(a) (16 U.S.C. 1454(a)) is amended by
 14 striking “1997, 1998, and 1999,” and inserting “2000,
 15 2001, 2002, 2003, and 2004.”.

16 **SEC. 7. REAUTHORIZATION OF ADMINISTRATIVE GRANTS.**

17 (a) PURPOSES.—Section 306(a) (16 U.S.C. 1455(a))
 18 is amended by inserting “including developing and imple-
 19 menting coastal nonpoint pollution control program com-
 20 ponents,” after “program.”.

21 (b) ACQUISITION CRITERIA.—Section 306(d)(10)(B)
 22 (16 U.S.C. 1455(d)(10)(B)) is amended by striking “less
 23 than fee simple” and inserting “other”.

24 **SEC. 8. COASTAL RESOURCE IMPROVEMENT PROGRAM.**

25 Section 306A (16 U.S.C. 1455a) is amended—

1 (1) by adding at the end of subsection (a) the
2 following:

3 ~~“(3) The term ‘qualified local entity’ means—~~

4 ~~“(A) any local government;~~

5 ~~“(B) any areawide agency referred to in~~
6 ~~section 204(a)(1) of the Demonstration Cities~~
7 ~~and Metropolitan Development Act of 1966 (42~~
8 ~~U.S.C. 3334 (a)(1));~~

9 ~~“(C) any regional agency;~~

10 ~~“(D) any interstate agency; and~~

11 ~~“(E) any reserve established under section~~
12 ~~315.”;~~

13 (2) by inserting “or other important coastal
14 habitats” in subsection (b)(1) after “306(d)(9)”;

15 (3) by inserting “or historic” in subsection
16 (b)(2) after “urban”;

17 (4) by adding at the end of subsection (b) the
18 following:

19 ~~“(5) The coordination and implementation of~~
20 ~~approved coastal nonpoint pollution control plans.~~

21 ~~“(6) The preservation, restoration, enhance-~~
22 ~~ment or creation of coastal habitats.”;~~

23 (5) by striking “and” after the semicolon in
24 subsection (c)(2)(D);

1 (6) by striking “section.” in subsection
2 (e)(2)(E) and inserting “section;”;

3 (7) by adding at the end of subsection (e)(2)
4 the following:

5 “(F) work, resources, or technical support
6 necessary to preserve, restore, enhance, or cre-
7 ate coastal habitats; and

8 “(G) the coordination and implementation
9 of approved coastal nonpoint pollution control
10 plans.”; and

11 (8) by striking subsections (d), (e), and (f) and
12 inserting after subsection (c) the following:

13 “(d) SOURCE OF FEDERAL GRANTS; STATE MATCH-
14 ING CONTRIBUTIONS.—

15 “(1) IN GENERAL.—If a coastal state chooses
16 to fund a project under this section, then—

17 “(A) it shall submit to the Secretary a
18 combined application for grants under this sec-
19 tion and section 306;

20 “(B) it shall match the combined amount
21 of such grants in the ratio required by section
22 306(a) for grants under that section; and

23 “(C) the Federal funding for the project
24 shall be a portion of that State’s annual alloca-
25 tion under section 306(a).

1 ~~“(2) USE OF FUNDS.—~~Grants provided under
 2 this section may be used to pay a coastal state’s
 3 share of costs required under any other Federal pro-
 4 gram that is consistent with the purposes of this
 5 section.

6 ~~“(e) ALLOCATION OF GRANTS TO QUALIFIED LOCAL~~
 7 ~~ENTITY.—~~With the approval of the Secretary, the eligible
 8 coastal State may allocate to a qualified local entity a por-
 9 tion of any grant made under this section for the purpose
 10 of carrying out this section; except that such an allocation
 11 shall not relieve that State of the responsibility for ensur-
 12 ing that any funds so allocated are applied in furtherance
 13 of the State’s approved management program.

14 ~~“(f) ASSISTANCE.—~~The Secretary shall assist eligible
 15 coastal States in identifying and obtaining from other
 16 Federal agencies technical and financial assistance in
 17 achieving the objectives set forth in subsection (b).”.

18 **SEC. 9. COASTAL ZONE MANAGEMENT FUND.**

19 (a) ~~TREATMENT OF LOAN REPAYMENTS.—~~Section
 20 308(a)(2) (16 U.S.C. 1456a(a)(2)) is amended to read as
 21 follows:

22 ~~“(2) Loan repayments made under this~~
 23 subsection—

1 “(A) shall be retained by the Secretary and
2 deposited into the Coastal Zone Management
3 Fund established under subsection (b); and

4 “(B) subject to amounts provided in Ap-
5 propriations Acts, shall be available to the Sec-
6 retary for purposes of this title and transferred
7 to the Operations, Research, and Facilities ac-
8 count of the National Oceanic and Atmospheric
9 Administration to offset the costs of imple-
10 menting this title.”.

11 (b) USE OF AMOUNTS IN FUND.—Section 308(b) (16
12 U.S.C. 1456a(b)) is amended by striking paragraphs (2)
13 and (3) and inserting the following:

14 “(2) Subject to Appropriation Acts, amounts in
15 the Fund shall be available to the Secretary to carry
16 out the provisions of this Act.”.

17 **SEC. 10. COASTAL ZONE ENHANCEMENT GRANTS.**

18 Section 309 (16 U.S.C. 1456b) is amended—

19 (1) by striking subsection (a)(1) and inserting
20 the following:

21 “(1) Protection, restoration, enhancement, or
22 creation of coastal habitats, including wetlands,
23 coral reefs, marshes, and barrier islands.”;

24 (2) by inserting “and removal” after “entry” in
25 subsection (a)(4);

1 ~~(3) by striking “on various individual uses or~~
 2 ~~activities on resources, such as coastal wetlands and~~
 3 ~~fishery resources.” in subsection (a)(5) and inserting~~
 4 ~~“of various individual uses or activities on coastal~~
 5 ~~waters, habitats, and resources, including sources of~~
 6 ~~polluted runoff.”;~~

7 (4) by adding at the end of subsection (a) the
 8 following:

9 “(10) Development and enhancement of coastal
 10 nonpoint pollution control plan components, includ-
 11 ing the satisfaction of conditions placed on such pro-
 12 grams as part of the Secretary’s approval of the pro-
 13 grams.

14 “(11) Significant emerging coastal issues as
 15 identified by coastal states, in consultation with the
 16 Secretary and qualified local entities.”;

17 (5) by striking “proposals, taking into account
 18 the criteria established by the Secretary under sub-
 19 section (d).” in subsection (c) and inserting “pro-
 20 posals.”;

21 (6) by striking subsection (d) and redesignating
 22 subsection (e) as subsection (d); and

23 (7) by striking subsection (f) and redesignating
 24 subsection (g) as subsection (e).

1 **SEC. 11. COASTAL COMMUNITY PROGRAM.**

2 The Act is amended by inserting after section 309
3 the following:

4 **~~“SEC. 309A. COASTAL COMMUNITY PROGRAM.~~**

5 ~~“(a) COASTAL COMMUNITY GRANTS.—The Secretary~~
6 ~~may make grants to any coastal state that is eligible under~~
7 ~~subsection (b)—~~

8 ~~“(1) to assist coastal communities in assessing~~
9 ~~and managing growth; public infrastructure; and~~
10 ~~open space needs in order to provide for sustainable~~
11 ~~growth; resource protection and community revital-~~
12 ~~ization;~~

13 ~~“(2) to provide management-oriented research~~
14 ~~and technical assistance in developing and imple-~~
15 ~~menting community-based growth management and~~
16 ~~resource protection strategies in qualified local enti-~~
17 ~~ties;~~

18 ~~“(3) to fund demonstration projects which have~~
19 ~~high potential for improving coastal zone manage-~~
20 ~~ment at the local level; and~~

21 ~~“(4) to assist in the adoption of plans, strate-~~
22 ~~gies, policies, or procedures to support local commu-~~
23 ~~nity-based environmentally-protective solutions to~~
24 ~~the impacts and pressures on coastal uses and re-~~
25 ~~sources caused by development and sprawl that~~
26 ~~will—~~

1 “(A) revitalize previously developed areas;

2 “(B) undertake conservation activities and
3 projects in undeveloped and environmentally
4 sensitive areas;

5 “(C) emphasize water-dependent uses; and

6 “(D) protect coastal waters and habitats.

7 “(b) ELIGIBILITY.—To be eligible for a grant under
8 this section for a fiscal year, a coastal state shall—

9 “(1) have a management program approved
10 under section 306; and

11 “(2) in the judgment of the Secretary, be mak-
12 ing satisfactory progress in activities designed to re-
13 sult in significant improvement in achieving the
14 coastal management objectives specified in section
15 303(2)(A) through (K).

16 “(c) SOURCE OF FEDERAL GRANTS; STATE MATCH-
17 ING CONTRIBUTIONS.—If a coastal state chooses to fund
18 a project under this section, then—

19 “(1) it shall submit to the Secretary a combined
20 application for grants under this section and section
21 309;

22 “(2) it shall match the amount of the grant
23 under this section on the basis of a total contribu-
24 tion of section 306, 306A, and this section so that,
25 in aggregate, the match is 1:1; and

1 ~~“(3) the Federal funding for the project shall~~
 2 ~~be a portion of that State’s annual allocation under~~
 3 ~~section 309.~~

4 ~~“(d) ALLOCATION OF GRANTS TO QUALIFIED LOCAL~~
 5 ~~ENTITY.—~~

6 ~~“(1) IN GENERAL.—With the approval of the~~
 7 ~~Secretary, the eligible coastal State may allocate to~~
 8 ~~a qualified local entity amounts received by the~~
 9 ~~State under this section.~~

10 ~~“(2) ASSURANCES.—A coastal state shall en-~~
 11 ~~sure that amounts allocated by the State under~~
 12 ~~paragraph (1) are used by the qualified local entity~~
 13 ~~in furtherance of the State’s approved management~~
 14 ~~program, specifically furtherance of the coastal man-~~
 15 ~~agement objectives specified in section 303(2).~~

16 ~~“(e) ASSISTANCE.—The Secretary shall assist eligible~~
 17 ~~coastal States and qualified local entities in identifying~~
 18 ~~and obtaining from other Federal agencies technical and~~
 19 ~~financial assistance in achieving the objectives set forth~~
 20 ~~in subsection (a).”.~~

21 **SEC. 12. TECHNICAL ASSISTANCE.**

22 ~~Section 310(b) (16 U.S.C. 1456c(b)) is amended by~~
 23 ~~adding at the end thereof the following:~~

24 ~~“(4) The Secretary may conduct a program to~~
 25 ~~develop and apply innovative coastal and estuarine~~

1 environmental technology and methodology through
 2 a cooperative program. The Secretary may make ex-
 3 tramural grants in carrying out the purpose of this
 4 subsection.”.

5 **SEC. 13. PERFORMANCE REVIEW.**

6 Section 312(a) (16 U.S.C. 1458(a)) is amended by
 7 adding “coordinated with National Estuarine Research
 8 Reserves in the State” after “303(2)(A) through (K)”.

9 **SEC. 14. WALTER B. JONES AWARDS.**

10 Section 314 (16 U.S.C. 1461) is amended—

11 (1) by striking “shall, using sums in the Coast-
 12 al Zone Management Fund established under section
 13 308” in subsection (a) and inserting “may, using
 14 sums available under this Act”;

15 (2) by striking “field.” in subsection (a) and in-
 16 serting the following: “field of coastal zone manage-
 17 ment. These awards, to be known as the ‘Walter B.
 18 Jones Awards’, may include—

19 “(1) cash awards in an amount not to exceed
 20 \$5,000 each;

21 “(2) research grants; and

22 “(3) public ceremonies to acknowledge such
 23 awards.”;

1 (3) by striking “shall—” in subsection (b) and
 2 inserting “may select annually if funds are available
 3 under subsection (a)—”; and
 4 (4) by striking subsection (c).

5 **SEC. 15. NATIONAL ESTUARINE RESEARCH RESERVE SYS-**
 6 **TEM.**

7 (a) Section 315(a) (16 U.S.C. 1461(a)) is amended
 8 by striking “consists of—” and inserting “is a network
 9 of areas protected by Federal, State, and community part-
 10 nerships which promotes informed management of the Na-
 11 tion’s estuarine and coastal areas through interconnected
 12 programs in resource stewardship, education and training,
 13 and scientific understanding consisting of—”.

14 (b) Section 315(b)(2)(C) (16 U.S.C. 1461(b)(2)(C))
 15 is amended by striking “public education and interpreta-
 16 tion; and”; and inserting “education, interpretation, train-
 17 ing, and demonstration projects; and”.

18 (c) Section 315(c) (16 U.S.C. 1461(c)) is amended—

19 (1) by striking “RESEARCH” in the subsection
 20 caption and inserting “RESEARCH, EDUCATION, AND
 21 RESOURCE STEWARDSHIP”;

22 (2) by striking “conduct of research” and in-
 23 serting “conduct of research, education, and re-
 24 source stewardship”;

1 (3) by striking “coordinated research” in para-
2 graph (1)) and inserting “coordinated research, edu-
3 cation, and resource stewardship”;

4 (4) by striking “research” before “principles”
5 in paragraph (2);

6 (5) by striking “research programs” in para-
7 graph (2) and inserting “research, education, and
8 resource stewardship programs”;

9 (6) by striking “research” before “methodolo-
10 gies” in paragraph (3);

11 (7) by striking “data,” in paragraph (3) and in-
12 serting “information,”;

13 (8) by striking “research” before “results” in
14 paragraph (3);

15 (9) by striking “research purposes,” in para-
16 graph (3) and inserting “research, education, and
17 resource stewardship purposes”;

18 (10) by striking “research efforts” in para-
19 graph (4) and inserting “research, education, and
20 resource stewardship efforts”;

21 (11) by striking “research” in paragraph (5)
22 and inserting “research, education, and resource
23 stewardship”; and

24 (12) by striking “research” in the last sentence.

1 (d) Section 315(d) (16 U.S.C. 1461(d)) is
2 amended—

3 (1) by striking “ESTUARINE RESEARCH.—” in
4 the subsection caption and inserting “ESTUARINE
5 RESEARCH, EDUCATION, AND RESOURCE STEWARD-
6 SHIP.—”;

7 (2) by striking “research purposes” and insert-
8 ing “research, education, and resource stewardship
9 purposes”;

10 (3) by striking paragraph (1) and inserting the
11 following:

12 “(1) giving reasonable priority to research, edu-
13 cation, and stewardship activities that use the Sys-
14 tem in conducting or supporting activities relating to
15 estuaries; and”;

16 (4) by striking “research.” in paragraph (2)
17 and inserting “research, education, and resource
18 stewardship activities.”; and

19 (5) by adding at the end thereof the following:

20 “(3) establishing partnerships with other Fed-
21 eral and State estuarine management programs to
22 coordinate and collaborate on estuarine research.”.

23 (e) Section 315(e) (16 U.S.C. 1461(e)) is amended—

24 (1) by striking “reserve,” in paragraph
25 (1)(A)(i) and inserting “reserve; and”;

1 (2) by striking “and constructing appropriate
2 reserve facilities, or” in paragraph (1)(A)(ii) and in-
3 serting “including resource stewardship activities
4 and constructing reserve facilities.”;

5 (3) by striking paragraph (1)(A)(iii);

6 (4) by striking paragraph (1)(B) and inserting
7 the following:

8 “(B) to any coastal State or public or pri-
9 vate person for purposes of—

10 “(i) supporting research and moni-
11 toring associated with a national estuarine
12 reserve that are consistent with the re-
13 search guidelines developed under sub-
14 section (c); or

15 “(ii) conducting educational, interpre-
16 tive, or training activities for a national es-
17 tuarine reserve that are consistent with the
18 education guidelines developed under sub-
19 section (c).”;

20 (5) by striking “therein or \$5,000,000, which-
21 ever amount is less.” in paragraph (3)(A) and in-
22 serting “therein. Non-Federal costs associated with
23 the purchase of any lands and waters, or interests
24 therein, which are incorporated into the boundaries

1 of a reserve up to 5 years after the costs are in-
 2 curred, may be used to match the Federal share.”;

3 (6) by striking “and (iii)” in paragraph (3)(B);

4 (7) by striking “paragraph (1)(A)(iii)” in para-
 5 graph (3)(B) and inserting “paragraph (1)(B)”;

6 (8) by striking “entire System.” in paragraph
 7 (3)(B) and inserting “System as a whole.”; and

8 (9) by adding at the end thereof the following:

9 “(4) The Secretary may—

10 “(A) enter into cooperative agreements, fi-
 11 nancial agreements, grants, contracts, or other
 12 agreements with any nonprofit organization, au-
 13 thorizing the organization to solicit donations to
 14 carry out the purposes and policies of this sec-
 15 tion, other than general administration of re-
 16 serves or the System and which are consistent
 17 with the purposes and policies of this section;
 18 and

19 “(B) accept donations of funds and serv-
 20 ices for use in carrying out the purposes and
 21 policies of this section, other than general ad-
 22 ministration of reserves or the System and
 23 which are consistent with the purposes and poli-
 24 cies of this section.

1 Donations accepted under this section shall be con-
 2 sidered as a gift or bequest to or for the use of the
 3 United States for the purpose of carrying out this
 4 section.”.

5 (f) Section 315(f)(1) (16 U.S.C. 1461(f)(1)) is
 6 amended by inserting “coordination with other State pro-
 7 grams established under sections 306 and 309A,” after
 8 “including”.

9 **SEC. 16. COASTAL ZONE MANAGEMENT REPORTS.**

10 Section 316 (16 U.S.C. 1462) is amended—

11 (1) by striking “to the President for trans-
 12 mittal” in subsection (a);

13 (2) by striking “zone and an evaluation of the
 14 effectiveness of financial assistance under section
 15 308 in dealing with such consequences;” and insert
 16 “zone;” in the provision designated as (10) in sub-
 17 section (a);

18 (3) by adding “education,” after the “studies,”
 19 in the provision designated as (12) in subsection (a);

20 (4) by striking “Secretary” in the first sentence
 21 of subsection (c)(1) and inserting “Secretary, in con-
 22 sultation with coastal States, and with the participa-
 23 tion of affected Federal agencies;”;

24 (5) by striking the second sentence of sub-
 25 section (c)(1) and inserting the following: “The Sec-

retary, in conducting such a review, shall coordinate with, and obtain the views of, appropriate Federal agencies.”;

(6) by striking “shall promptly” in subsection (e)(2) and inserting “shall, within 4 years after the date of enactment of the Coastal Zone Management Act of 1999,”; and

(7) by adding at the end of subsection (e)(2) the following: “If sufficient funds and resources are not available to conduct such a review, the Secretary shall so notify the Congress.”.

SEC. 17. AUTHORIZATION OF APPROPRIATIONS.

Section 318 (16 U.S.C. 1464) is amended—

(1) by striking paragraphs (1) and (2) of subsection (a) and inserting the following:

“(1) for grants under sections 306 and 306A,—

“(A) \$55,500,000 for fiscal year 2000;

“(B) \$59,000,000 for fiscal year 2001;

“(C) \$62,500,000 for fiscal year 2002;

“(D) \$66,000,000 for fiscal year 2003;

and

“(E) \$69,500,000 for fiscal year 2004;

“(2) for grants under sections 309 and 309A,—

“(A) \$20,000,000 for fiscal year 2000;

“(B) \$21,000,000 for fiscal year 2001;

1 ~~“(C) \$22,000,000 for fiscal year 2002;~~

2 ~~“(D) \$23,000,000 for fiscal year 2003;~~

3 and

4 ~~“(E) \$24,000,000 for fiscal year 2004;~~

5 ~~“(3) for grants under section 315,—~~

6 ~~“(A) \$7,000,000 for fiscal year 2000;~~

7 ~~“(B) \$7,500,000 for fiscal year 2001;~~

8 ~~“(C) \$8,000,000 for fiscal year 2002;~~

9 ~~“(D) \$8,500,000 for fiscal year 2003; and~~

10 ~~“(E) \$9,000,000 for fiscal year 2004;~~

11 ~~“(4) for grants to fund construction projects at~~

12 ~~estuarine reserves designated under section 315,~~

13 ~~\$12,000,000 for each of fiscal years 2000, 2001,~~

14 ~~2002, 2003, and 2004; and~~

15 ~~“(5) for costs associated with administering this~~

16 ~~title, \$5,500,000 for fiscal year 2000 and such sums~~

17 ~~as are necessary for fiscal years 2001-2004.”;~~

18 ~~(2) by striking “306 or 309.” in subsection (b)~~

19 ~~and inserting “306.”;~~

20 ~~(3) by striking “during the fiscal year, or dur-~~

21 ~~ing the second fiscal year after the fiscal year, for~~

22 ~~which” in subsection (c) and inserting “within 3~~

23 ~~years from when”;~~

24 ~~(4) by striking “under the section for such re-~~

25 ~~verted amount was originally made available.” in~~

1 subsection (c) and inserting “to States under this
2 Act.”; and

3 (5) by adding at the end thereof the following:

4 “(d) PURCHASE OF OTHERWISE UNAVAILABLE FED-
5 ERAL PRODUCTS AND SERVICES.—Federal funds allo-
6 cated under this title may be used by grantees to purchase
7 Federal products and services not otherwise available.

8 “(e) RESTRICTION ON USE OF AMOUNTS FOR PRO-
9 GRAM, ADMINISTRATIVE, OR OVERHEAD COSTS.—Except
10 for funds appropriated under subsection (a)(5), amounts
11 appropriated under this section shall be available only for
12 grants to States and shall not be available for other pro-
13 gram, administrative, or overhead costs of the National
14 Oceanic and Atmospheric Administration or the Depart-
15 ment of Commerce.”.

16 **SECTION 1. SHORT TITLE.**

17 *This Act may be cited as the “Coastal Zone Manage-*
18 *ment Act of 2000”.*

19 **SEC. 2. AMENDMENT OF COASTAL ZONE MANAGEMENT ACT.**

20 *Except as otherwise expressly provided, whenever in*
21 *this Act an amendment or repeal is expressed in terms of*
22 *an amendment to, or repeal of, a section or other provision,*
23 *the reference shall be considered to be made to a section or*
24 *other provision of the Coastal Zone Management Act of*
25 *1972 (16 U.S.C. 1451 et seq.).*

1 **SEC. 3. FINDINGS.**

2 *Section 302 (16 U.S.C. 1451) is amended—*

3 *(1) by redesignating paragraphs (a) through (m)*
4 *as paragraphs (1) through (13);*

5 *(2) by inserting “ports,” in paragraph (3) (as so*
6 *redesignated) after “fossil fuels,”;*

7 *(3) by inserting “including coastal waters and*
8 *wetlands,” in paragraph (4) (as so redesignated) after*
9 *“zone,”;*

10 *(4) by striking “therein,” in paragraph (4) (as*
11 *so redesignated) and inserting “dependent on that*
12 *habitat,”;*

13 *(5) by striking “well-being” in paragraph (5) (as*
14 *so redesignated) and inserting “quality of life”;*

15 *(6) by striking paragraph (11) (as so redesign-*
16 *ated) and inserting the following:*

17 *“(11) Land and water uses in the coastal zone*
18 *and coastal watersheds may significantly affect the*
19 *quality of coastal waters and habitats, and efforts to*
20 *control coastal water pollution from activities in these*
21 *areas must be improved.”; and*

22 *(7) by adding at the end thereof the following:*

23 *“(14) There is a need to enhance cooperation and*
24 *coordination among states and local communities, to*
25 *encourage local community-based solutions that ad-*
26 *dress the impacts and pressures on coastal resources*

1 *and on public facilities and public service caused by*
 2 *continued coastal demands, and to increase state and*
 3 *local capacity to identify public infrastructure and*
 4 *open space needs and develop and implement plans*
 5 *which provide for sustainable growth, resource protec-*
 6 *tion and community revitalization.”.*

7 **SEC. 4. POLICY.**

8 *Section 303 (16 U.S.C. 1452) is amended—*

9 *(1) by striking “the states” in paragraph (2)*
 10 *and inserting “state and local governments”;*

11 *(2) by striking “waters,” each place it appears*
 12 *in paragraph (2)(C) and inserting “waters and habi-*
 13 *tats,”;*

14 *(3) by striking “agencies and state and wildlife*
 15 *agencies; and” in paragraph (2)(J) and inserting*
 16 *“and wildlife management; and”;*

17 *(4) by inserting “other countries,” after “agen-*
 18 *cies,” in paragraph (5);*

19 *(5) by striking “and” at the end of paragraph*
 20 *(5);*

21 *(6) by striking “zone.” in paragraph (6) and in-*
 22 *serting “zone;”; and*

23 *(7) by adding at the end thereof the following:*

24 *“(7) to create and use a National Estuarine Re-*
 25 *search Reserve System as a Federal, state, and com-*

1 *munity partnership to support and enhance coastal*
 2 *management and stewardship; and*

3 *“(8) to encourage the development, application,*
 4 *and transfer of innovative coastal and estuarine envi-*
 5 *ronmental technologies and techniques for the long-*
 6 *term conservation of coastal ecosystems.”.*

7 **SEC. 5. CHANGES IN DEFINITIONS.**

8 *Section 304 (16 U.S.C. 1453) is amended—*

9 *(1) by striking “and the Trust Territories of the*
 10 *Pacific Islands,” in paragraph (4);*

11 *(2) by striking paragraph (8) and inserting the*
 12 *following:*

13 *“(8) The term ‘estuarine reserve’ means a coastal*
 14 *protected area which may include any part or all of*
 15 *an estuary and any island, transitional area, and*
 16 *upland in, adjoining, or adjacent to the estuary, and*
 17 *which constitutes to the extent feasible a natural unit,*
 18 *established to provide long-term opportunities for con-*
 19 *ducting scientific studies and educational and train-*
 20 *ing programs that improve the understanding, stew-*
 21 *ardship, and management of estuaries.”; and*

22 *(3) by adding at the end thereof the following:*

23 *“(19) The term ‘coastal nonpoint pollution con-*
 24 *trol strategies and measures’ means strategies and*
 25 *measures included as part of the coastal nonpoint pol-*

1 *lution control program under section 6217 of the*
 2 *Coastal Zone Act Reauthorization Amendments of*
 3 *1990 (16 U.S.C. 1455b).*

4 “(20) *The term ‘qualified local entity’ means—*

5 “(A) *any local government;*

6 “(B) *any areawide agency referred to in*
 7 *section 204(a)(1) of the Demonstration Cities*
 8 *and Metropolitan Development Act of 1966 (42*
 9 *U.S.C. 3334 (a)(1));*

10 “(C) *any regional agency;*

11 “(D) *any interstate agency;*

12 “(E) *any nonprofit organization; or*

13 “(F) *any reserve established under section*
 14 *315.”.*

15 **SEC. 6. REAUTHORIZATION OF MANAGEMENT PROGRAM DE-**
 16 **VELOPMENT GRANTS.**

17 *Section 305 (16 U.S.C. 1454) is amended to read as*
 18 *follows:*

19 **“SEC. 305. MANAGEMENT PROGRAM DEVELOPMENT**
 20 **GRANTS.**

21 “(a) *STATES WITHOUT PROGRAMS.—In fiscal years*
 22 *2001, 2002, 2003, and 2004, the Secretary may make a*
 23 *grant annually to any coastal state without an approved*
 24 *program if the coastal state demonstrates to the satisfaction*
 25 *of the Secretary that the grant will be used to develop a*

1 management program consistent with the requirements set
 2 forth in section 306. The amount of any such grant shall
 3 not exceed \$200,000 in any fiscal year, and shall require
 4 State matching funds according to a 4-to-1 ratio of Federal-
 5 to-State contributions. After an initial grant is made to a
 6 coastal state under this subsection, no subsequent grant may
 7 be made to that coastal state under this subsection unless
 8 the Secretary finds that the coastal state is satisfactorily
 9 developing its management program. No coastal state is eli-
 10 gible to receive more than 4 grants under this subsection.

11 “(b) *SUBMITTAL OF PROGRAM FOR APPROVAL.*—A
 12 coastal state that has completed the development of its man-
 13 agement program shall submit the program to the Secretary
 14 for review and approval under section 306.”.

15 **SEC. 7. ADMINISTRATIVE GRANTS.**

16 (a) *PURPOSES.*—Section 306(a) (16 U.S.C. 1455(a))
 17 is amended by inserting “including developing and imple-
 18 menting coastal nonpoint pollution control program compo-
 19 nents,” after “program,”.

20 (b) *ACQUISITION CRITERIA.*—Section 306(d)(10)(B)
 21 (16 U.S.C. 1455(d)(10)(B)) is amended by striking “less
 22 than fee simple” and inserting “other”.

23 **SEC. 8. COASTAL RESOURCE IMPROVEMENT PROGRAM.**

24 Section 306A (16 U.S.C. 1455a) is amended—

1 (1) by inserting “or other important coastal
2 habitats” in subsection (b)(1)(A) after “306(d)(9)”;

3 (2) by inserting “or historic” in subsection (b)(2)
4 after “urban”;

5 (3) by adding at the end of subsection (b) the fol-
6 lowing:

7 “(5) The coordination and implementation of
8 approved coastal nonpoint pollution control plans.

9 “(6) The preservation, restoration, enhancement
10 or creation of coastal habitats.”;

11 (4) by striking “and” after the semicolon in sub-
12 section (c)(2)(D);

13 (5) by striking “section.” in subsection (c)(2)(E)
14 and inserting “section;”;

15 (6) by adding at the end of subsection (c)(2) the
16 following:

17 “(F) work, resources, or technical support
18 necessary to preserve, restore, enhance, or create
19 coastal habitats; and

20 “(G) the coordination and implementation
21 of approved coastal nonpoint pollution control
22 plans.”; and

23 (7) by striking subsections (d), (e), and (f) and
24 inserting after subsection (c) the following:

1 “(d) *SOURCE OF FEDERAL GRANTS; STATE MATCHING*
 2 *CONTRIBUTIONS.*—

3 “(1) *IN GENERAL.*—*If a coastal state chooses to*
 4 *fund a project under this section, then—*

5 “(A) *it shall submit to the Secretary a com-*
 6 *bined application for grants under this section*
 7 *and section 306;*

8 “(B) *it shall match the combined amount of*
 9 *such grants in the ratio required by section*
 10 *306(a) for grants under that section; and*

11 “(C) *the Federal funding for the project*
 12 *shall be a portion of that state’s annual alloca-*
 13 *tion under section 306(a).*

14 “(2) *USE OF FUNDS.*—*Grants provided under*
 15 *this section may be used to pay a coastal state’s share*
 16 *of costs required under any other Federal program*
 17 *that is consistent with the purposes of this section.*

18 “(e) *ALLOCATION OF GRANTS TO QUALIFIED LOCAL*
 19 *ENTITY.*—*With the approval of the Secretary, the eligible*
 20 *coastal state may allocate to a qualified local entity a por-*
 21 *tion of any grant made under this section for the purpose*
 22 *of carrying out this section; except that such an allocation*
 23 *shall not relieve that state of the responsibility for ensuring*
 24 *that any funds so allocated are applied in furtherance of*
 25 *the state’s approved management program.*

1 “(f) *ASSISTANCE.*—*The Secretary shall assist eligible*
 2 *coastal states in identifying and obtaining from other Fed-*
 3 *eral agencies technical and financial assistance in achiev-*
 4 *ing the objectives set forth in subsection (b).’’.*

5 **SEC. 9. COASTAL ZONE MANAGEMENT FUND.**

6 (a) *TREATMENT OF LOAN REPAYMENTS.*—*Section*
 7 *308(a)(2) (16 U.S.C. 1456a(a)(2)) is amended to read as*
 8 *follows:*

9 “(2) *Loan repayments made under this*
 10 *subsection—*

11 “(A) *shall be retained by the Secretary and*
 12 *deposited into the Coastal Zone Management*
 13 *Fund established under subsection (b); and*

14 “(B) *subject to amounts provided in Appro-*
 15 *priations Acts, shall be available to the Secretary*
 16 *for purposes of this title and transferred to the*
 17 *Operations, Research, and Facilities account of*
 18 *the National Oceanic and Atmospheric Adminis-*
 19 *tration to offset the costs of implementing this*
 20 *title.’’.*

21 (b) *USE OF AMOUNTS IN FUND.*—*Section 308(b) (16*
 22 *U.S.C. 1456a(b)) is amended by striking paragraphs (2)*
 23 *and (3) and inserting the following:*

1 “(2) *Subject to Appropriation Acts, amounts in*
 2 *the Fund shall be available to the Secretary to carry*
 3 *out the provisions of this Act.*”.

4 **SEC. 10. COASTAL ZONE ENHANCEMENT GRANTS.**

5 *Section 309 (16 U.S.C. 1456b) is amended—*

6 (1) *by striking subsection (a)(1) and inserting*
 7 *the following:*

8 “(1) *Protection, restoration, enhancement, or cre-*
 9 *ation of coastal habitats, including wetlands, coral*
 10 *reefs, marshes, and barrier islands.*”;

11 (2) *by inserting “and removal” after “entry” in*
 12 *subsection (a)(4);*

13 (3) *by striking “on various individual uses or*
 14 *activities on resources, such as coastal wetlands and*
 15 *fishery resources.” in subsection (a)(5) and inserting*
 16 *“of various individual uses or activities on coastal*
 17 *waters, habitats, and resources, including sources of*
 18 *polluted runoff.”;*

19 (4) *by adding at the end of subsection (a) the fol-*
 20 *lowing:*

21 “(10) *Development and enhancement of coastal*
 22 *nonpoint pollution control program components, in-*
 23 *cluding the satisfaction of conditions placed on such*
 24 *programs as part of the Secretary’s approval of the*
 25 *programs.*

1 “(11) Significant emerging coastal issues as
2 identified by coastal states, in consultation with the
3 Secretary and qualified local entities.”;

4 (5) by striking “proposals, taking into account
5 the criteria established by the Secretary under sub-
6 section (d).” in subsection (c) and inserting “pro-
7 posals.”;

8 (6) by striking subsection (d) and redesignating
9 subsection (e) as subsection (d);

10 (7) by striking “section, up to a maximum of
11 \$10,000,000 annually” in subsection (f) and inserting
12 “section.”; and

13 (8) by redesignating subsections (f) and (g) as
14 subsections (e) and (f), respectively.

15 **SEC. 11. COASTAL COMMUNITY PROGRAM.**

16 *The Act is amended by inserting after section 309 the*
17 *following:*

18 **“SEC. 309A. COASTAL COMMUNITY PROGRAM.**

19 “(a) COASTAL COMMUNITY GRANTS.—The Secretary
20 may make grants to any coastal state that is eligible under
21 subsection (b)—

22 “(1) to assist coastal communities in assessing
23 and managing growth, public infrastructure, and
24 open space needs in order to provide for sustainable

1 *growth, resource protection and community revital-*
 2 *ization;*

3 *“(2) to provide management-oriented research*
 4 *and technical assistance in developing and imple-*
 5 *menting community-based growth management and*
 6 *resource protection strategies in qualified local enti-*
 7 *ties;*

8 *“(3) to fund demonstration projects which have*
 9 *high potential for improving coastal zone manage-*
 10 *ment at the local level;*

11 *“(4) to assist in the adoption of plans, strategies,*
 12 *policies, or procedures to support local community-*
 13 *based environmentally-protective solutions to the im-*
 14 *pacts and pressures on coastal uses and resources*
 15 *caused by development and sprawl that will—*

16 *“(A) revitalize previously developed areas;*

17 *“(B) undertake conservation activities and*
 18 *projects in undeveloped and environmentally*
 19 *sensitive areas;*

20 *“(C) emphasize water-dependent uses; and*

21 *“(D) protect coastal waters and habitats;*

22 *and*

23 *“(5) to assist coastal communities to coordinate*
 24 *and implement approved coastal nonpoint pollution*
 25 *control strategies and measures that reduce the causes*

1 *and impacts of polluted runoff on coastal waters and*
 2 *habitats.”.*

3 “(b) *ELIGIBILITY.—To be eligible for a grant under*
 4 *this section for a fiscal year, a coastal state shall—*

5 “(1) *have a management program approved*
 6 *under section 306; and*

7 “(2) *in the judgment of the Secretary, be making*
 8 *satisfactory progress in activities designed to result in*
 9 *significant improvement in achieving the coastal*
 10 *management objectives specified in section 303(2)(A)*
 11 *through (K).*

12 “(c) *ALLOCATIONS; SOURCE OF FEDERAL GRANTS;*
 13 *STATE MATCHING CONTRIBUTIONS.—*

14 “(1) *ALLOCATION.—Grants under this section*
 15 *shall be allocated to coastal states as provided in sec-*
 16 *tion 306(c).*

17 “(2) *APPLICATION; MATCHING.—If a coastal state*
 18 *chooses to fund a project under this section, then—*

19 “(A) *it shall submit to the Secretary a com-*
 20 *bined application for grants under this section*
 21 *and section 306; and*

22 “(B) *it shall match the amount of the grant*
 23 *under this section on the basis of a total con-*
 24 *tribution of section 306, 306A, and this section*
 25 *so that, in aggregate, the match is 1:1.*

1 “(d) *ALLOCATION OF GRANTS TO QUALIFIED LOCAL*
2 *ENTITY.*—

3 “(1) *IN GENERAL.*—*With the approval of the*
4 *Secretary, the eligible coastal state may allocate to a*
5 *qualified local entity amounts received by the state*
6 *under this section.*

7 “(2) *ASSURANCES.*—*A coastal state shall ensure*
8 *that amounts allocated by the state under paragraph*
9 *(1) are used by the qualified local entity in further-*
10 *ance of the state’s approved management program,*
11 *specifically furtherance of the coastal management ob-*
12 *jectives specified in section 303(2).*

13 “(e) *ASSISTANCE.*—*The Secretary shall assist eligible*
14 *coastal states and qualified local entities in identifying and*
15 *obtaining from other Federal agencies technical and finan-*
16 *cial assistance in achieving the objectives set forth in sub-*
17 *section (a).”.*

18 **SEC. 12. TECHNICAL ASSISTANCE.**

19 *Section 310(b) (16 U.S.C. 1456c(b)) is amended by*
20 *adding at the end thereof the following:*

21 “(4) *The Secretary may conduct a program to*
22 *develop and apply innovative coastal and estuarine*
23 *environmental technology and methodology through a*
24 *cooperative program. The Secretary may make extra-*

1 *mural grants in carrying out the purpose of this sub-*
 2 *section.”.*

3 **SEC. 13. PERFORMANCE REVIEW.**

4 *Section 312(a) (16 U.S.C. 1458(a)) is amended by in-*
 5 *serting “coordinated with National Estuarine Research Re-*
 6 *serves in the state” after “303(2)(A) through (K),”.*

7 **SEC. 14. WALTER B. JONES AWARDS.**

8 *Section 314 (16 U.S.C. 1460) is amended—*

9 *(1) by striking “shall, using sums in the Coastal*
 10 *Zone Management Fund established under section*
 11 *308” in subsection (a) and inserting “may, using*
 12 *sums available under this Act”;*

13 *(2) by striking “field.” in subsection (a) and in-*
 14 *serting the following: “field of coastal zone manage-*
 15 *ment. These awards, to be known as the ‘Walter B.*
 16 *Jones Awards’, may include—*

17 *“(1) cash awards in an amount not to exceed*
 18 *\$5,000 each;*

19 *“(2) research grants; and*

20 *“(3) public ceremonies to acknowledge such*
 21 *awards.”;*

22 *(3) by striking “shall elect annually—” in sub-*
 23 *section (b) and inserting “may select annually if*
 24 *funds are available under subsection (a)—”; and*

25 *(4) by striking subsection (e).*

1 **SEC. 15. NATIONAL ESTUARINE RESEARCH RESERVE SYS-**
 2 **TEM.**

3 (a) *Section 315(a) (16 U.S.C. 1461(a)) is amended by*
 4 *striking “consists of—” and inserting “is a network of*
 5 *areas protected by Federal, state, and community partner-*
 6 *ships which promotes informed management of the Nation’s*
 7 *estuarine and coastal areas through interconnected pro-*
 8 *grams in resource stewardship, education and training, and*
 9 *scientific understanding consisting of—”.*

10 (b) *Section 315(b)(2)(C) (16 U.S.C. 1461(b)(2)(C)) is*
 11 *amended by striking “public education and interpretation;*
 12 *and”; and inserting “education, interpretation, training,*
 13 *and demonstration projects; and”.*

14 (c) *Section 315(c) (16 U.S.C. 1461(c)) is amended—*

15 (1) *by striking “RESEARCH” in the subsection*
 16 *caption and inserting “RESEARCH, EDUCATION, AND*
 17 *RESOURCE STEWARDSHIP”;*

18 (2) *by striking “conduct of research” and insert-*
 19 *ing “conduct of research, education, and resource*
 20 *stewardship”;*

21 (3) *by striking “coordinated research” in para-*
 22 *graph (1)) and inserting “coordinated research, edu-*
 23 *cation, and resource stewardship”;*

24 (4) *by striking “research” before “principles” in*
 25 *paragraph (2);*

1 (5) by striking “research programs” in para-
 2 graph (2) and inserting “research, education, and re-
 3 source stewardship programs”;

4 (6) by striking “research” before “methodologies”
 5 in paragraph (3);

6 (7) by striking “data,” in paragraph (3) and in-
 7 serting “information,”;

8 (8) by striking “research” before “results” in
 9 paragraph (3);

10 (9) by striking “research purposes;” in para-
 11 graph (3) and inserting “research, education, and re-
 12 source stewardship purposes;”;

13 (10) by striking “research efforts” in paragraph
 14 (4) and inserting “research, education, and resource
 15 stewardship efforts”;

16 (11) by striking “research” in paragraph (5)
 17 and inserting “research, education, and resource stew-
 18 ardship”; and

19 (12) by striking “research” in the last sentence.

20 (d) Section 315(d) (16 U.S.C. 1461(d)) is amended—

21 (1) by striking “ESTUARINE RESEARCH.—” in
 22 the subsection caption and inserting “ESTUARINE RE-
 23 SEARCH, EDUCATION, AND RESOURCE STEWARD-
 24 SHIP.—”;

1 (2) *by striking “research purposes” and insert-*
 2 *ing “research, education, and resource stewardship*
 3 *purposes”;*

4 (3) *by striking paragraph (1) and inserting the*
 5 *following:*

6 *“(1) giving reasonable priority to research, edu-*
 7 *cation, and stewardship activities that use the System*
 8 *in conducting or supporting activities relating to es-*
 9 *tuaries; and”;*

10 (4) *by striking “research.” in paragraph (2) and*
 11 *inserting “research, education, and resource steward-*
 12 *ship activities.”; and*

13 (5) *by adding at the end thereof the following:*

14 *“(3) establishing partnerships with other Federal*
 15 *and state estuarine management programs to coordi-*
 16 *nate and collaborate on estuarine research.”.*

17 (e) *Section 315(e) (16 U.S.C. 1461(e)) is amended—*

18 (1) *by striking “reserve,” in paragraph (1)(A)(i)*
 19 *and inserting “reserve; and”;*

20 (2) *by striking “and constructing appropriate*
 21 *reserve facilities, or” in paragraph (1)(A)(ii) and in-*
 22 *serting “including resource stewardship activities and*
 23 *constructing reserve facilities; and”;*

24 (3) *by striking paragraph (1)(A)(iii);*

1 (4) *by striking paragraph (1)(B) and inserting*
 2 *the following:*

3 “(B) *to any coastal state or public or pri-*
 4 *vate person for purposes of—*

5 “(i) *supporting research and moni-*
 6 *toring associated with a national estuarine*
 7 *reserve that are consistent with the research*
 8 *guidelines developed under subsection (c); or*

9 “(ii) *conducting educational, interpre-*
 10 *tive, or training activities for a national es-*
 11 *tuarine reserve that are consistent with the*
 12 *education guidelines developed under sub-*
 13 *section (c).”;*

14 (5) *by striking “therein or \$5,000,000, whichever*
 15 *amount is less.” in paragraph (3)(A) and inserting*
 16 *“therein. Non-Federal costs associated with the pur-*
 17 *chase of any lands and waters, or interests therein,*
 18 *which are incorporated into the boundaries of a re-*
 19 *serve up to 5 years after the costs are incurred, may*
 20 *be used to match the Federal share.”;*

21 (6) *by striking “and (iii)” in paragraph (3)(B);*

22 (7) *by striking “paragraph (1)(A)(iii)” in para-*
 23 *graph (3)(B) and inserting “paragraph (1)(B)”;*

24 (8) *by striking “entire System.” in paragraph*
 25 *(3)(B) and inserting “System as a whole.”; and*

1 (9) *by adding at the end thereof the following:*

2 “(4) *The Secretary may—*

3 “(A) *enter into cooperative agreements, fi-*
 4 *nancial agreements, grants, contracts, or other*
 5 *agreements with any nonprofit organization, au-*
 6 *thorizing the organization to solicit donations to*
 7 *carry out the purposes and policies of this sec-*
 8 *tion, other than general administration of re-*
 9 *serves or the System and which are consistent*
 10 *with the purposes and policies of this section;*
 11 *and*

12 “(B) *accept donations of funds and services*
 13 *for use in carrying out the purposes and policies*
 14 *of this section, other than general administration*
 15 *of reserves or the System and which are con-*
 16 *sistent with the purposes and policies of this sec-*
 17 *tion.*

18 *Donations accepted under this section shall be consid-*
 19 *ered as a gift or bequest to or for the use of the United*
 20 *States for the purpose of carrying out this section.”.*

21 (f) *Section 315(f)(1) (16 U.S.C. 1461(f)(1)) is amended*
 22 *by inserting “coordination with other state programs estab-*
 23 *lished under sections 306 and 309A,” after “including”.*

24 **SEC. 16. COASTAL ZONE MANAGEMENT REPORTS.**

25 *Section 316 (16 U.S.C. 1462) is amended—*

1 (1) by striking “to the President for transmittal”
2 in subsection (a);

3 (2) by striking “zone and an evaluation of the
4 effectiveness of financial assistance under section 308
5 in dealing with such consequences;” and inserting
6 “zone;” in the provision designated as (10) in sub-
7 section (a);

8 (3) by inserting “education,” after the “studies,”
9 in the provision designated as (12) in subsection (a);

10 (4) by striking “Secretary” in the first sentence
11 of subsection (c)(1) and inserting “Secretary, in con-
12 sultation with coastal states, and with the participa-
13 tion of affected Federal agencies,”;

14 (5) by striking the second sentence of subsection
15 (c)(1) and inserting the following: “The Secretary, in
16 conducting such a review, shall coordinate with, and
17 obtain the views of, appropriate Federal agencies.”;

18 (6) by striking “shall promptly” in subsection
19 (c)(2) and inserting “shall, within 4 years after the
20 date of enactment of the Coastal Zone Management
21 Act of 2000,”; and

22 (7) by adding at the end of subsection (c)(2) the
23 following: “If sufficient funds and resources are not
24 available to conduct such a review, the Secretary shall
25 so notify the Congress.”.

1 **SEC. 17. AUTHORIZATION OF APPROPRIATIONS.**

2 *Section 318 (16 U.S.C. 1464) is amended—*

3 *(1) by striking paragraphs (1) and (2) of sub-*
 4 *section (a) and inserting the following:*

5 *“(1) for grants under sections 306, 306A, and*
 6 *309—*

7 *“(A) \$70,000,000 for fiscal year 2000;*

8 *“(B) \$80,000,000 for fiscal year 2001;*

9 *“(C) \$83,500,000 for fiscal year 2002;*

10 *“(D) \$87,000,000 for fiscal year 2003; and*

11 *“(E) \$90,500,000 for fiscal year 2004;*

12 *“(2) for grants under section 309A,—*

13 *“(A) \$25,000,000 for fiscal year 2000;*

14 *“(B) \$26,000,000 for fiscal year 2001;*

15 *“(C) \$27,000,000 for fiscal year 2002;*

16 *“(D) \$28,000,000 for fiscal year 2003; and*

17 *“(E) \$29,000,000 for fiscal year 2004;*

18 *of which \$10,000,000, or 35 percent, whichever is less,*

19 *shall be for purposes set forth in section 309A(a)(5);*

20 *“(3) for grants under section 315,—*

21 *“(A) \$7,000,000 for fiscal year 2000;*

22 *“(B) \$12,000,000 for fiscal year 2001;*

23 *“(C) \$12,500,000 for fiscal year 2002;*

24 *“(D) \$13,000,000 for fiscal year 2003; and*

25 *“(E) \$13,500,000 for fiscal year 2004;*

1 “(4) for grants to fund construction projects at
 2 estuarine reserves designated under section 315,
 3 \$12,000,000 for each of fiscal years 2000, 2001, 2002,
 4 2003, and 2004; and

5 “(5) for costs associated with administering this
 6 title, \$5,500,000 for fiscal year 2000 and such sums
 7 as are necessary for fiscal years 2001–2004.”;

8 (2) by striking “306 or 309.” in subsection (b)
 9 and inserting “306.”;

10 (3) by striking “during the fiscal year, or during
 11 the second fiscal year after the fiscal year, for which”
 12 in subsection (c) and inserting “within 3 years from
 13 when”;

14 (4) by striking “under the section for such re-
 15 verted amount was originally made available.” in
 16 subsection (c) and inserting “to states under this
 17 Act.”; and

18 (5) by adding at the end thereof the following:

19 “(d) *PURCHASE OF OTHERWISE UNAVAILABLE FED-*
 20 *ERAL PRODUCTS AND SERVICES.—Federal funds allocated*
 21 *under this title may be used by grantees to purchase Federal*
 22 *products and services not otherwise available.*

23 “(e) *RESTRICTION ON USE OF AMOUNTS FOR PRO-*
 24 *GRAM, ADMINISTRATIVE, OR OVERHEAD COSTS.—Except*
 25 *for funds appropriated under subsection (a)(5), amounts*

1 *appropriated under this section shall be available only for*
2 *grants to states and shall not be available for other pro-*
3 *gram, administrative, or overhead costs of the National Oce-*
4 *anic and Atmospheric Administration or the Department*
5 *of Commerce.”.*

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106TH CONGRESS
2D SESSION

S. 1534

[Report No. 106-412]

A BILL

To reauthorize the Coastal Zone Management Act,
and for other purposes.

SEPTEMBER 14, 2000

Reported with an amendment